

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

BOURNEWOOD HOSPITAL
300 South Street
Brookline, MA 02467

Plaintiff,

v.

TOMMY G. THOMPSON , in his official capacity as Secretary, United States Department of Health and Human Services, 200 Independence Avenue, S.W., Washington, D.C. 20201

Defendant.

Civil Action No. 04-10149-JLT

STIPULATION OF DISMISSAL WITH PREJUDICE

Now come the parties to the above action and stipulate, pursuant to Fed.R.Civ.P. 41(a)(1)(ii), that the action be dismissed with prejudice, each party to bear its own costs and attorneys' fees, at the Court's earliest possible convenience.

Respectfully Submitted,

Defendant Tommy G. Thompson, Secretary
United States Department of Health and
Human Services

By his attorney,

Michael J. Sullivan
UNITED STATES ATTORNEY

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